

HAZARDOUS MATERIALS REPORTING (AUG 2005)

(a) General. The Company is required by Environmental Protection Agency and Occupational Safety and Health Administration regulations to maintain records and report on quantities of hazardous materials that are on-site at DOE facilities. The purpose of this clause is to ensure the accuracy of Company records by requiring hazardous materials inventory reports and corresponding material safety data sheets from subcontractors that work on-site.

(b) Definition. For the purposes of this clause, the term "hazardous materials" means "hazardous chemicals" as defined in regulations of the Occupational Safety and Health Administration appearing in 29 CFR 1910.1200. A hazardous chemical is defined in the regulations as "any chemical which is a physical hazard or a health hazard". Examples of hazardous materials are:

- Industrial cleaning products (excluding standard consumer usage)
- Building products (adhesives, ceiling tiles insulation)
- Laboratory chemicals (laboratory standards, nutrient agars, electrode filing solutions, enzymes, proteins)
- Metals in which downstream use would require processing (i.e., welding, grinding, cutting)
- Petroleum products
- Paints
- Any item containing a hazardous material with exposure potential under normal usage (brake shoes, refillable columns)

(c) Reports. The Seller must submit hazardous materials inventory reports and material safety data sheets when any on-site work involves the use of hazardous materials. This report must be provided to the Company prior to bringing any hazardous material on-site and must be updated every 30 days, unless specified differently, in writing, by the Subcontract Technical Representative (STR). Reports must be submitted to the STR on the "Subcontractor Hazardous Materials Inventory Report" form, UCN-21445.

(d) Negative Reports. If the subcontract work does not involve the use of hazardous materials, the Seller must submit, in advance of the work, a negative report on the UCN-21445 form. Negative reports need not be updated.

(e) Subcontracts. The Seller shall include this clause in all subcontracts that require work to be done on-site at a DOE facility managed and operated by the Company.